Attorney Docket no: PHO-104 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wachter et al.

Serial No.: 09/096,832

Filed: June 12, 1998

Improved Methods And Apparatus For:

For Multi-Photon Photo-Activation

Of Therapeutic Agents

Examiner:

J. Ram

Art Unit:

3738

Assistant Commissioner for Patents Washington D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: the Assistant Commissioner for Patents, Washington, D.C. 20231 on May 12, 2000

Christine Muilenburg

Signature

NOTICE TO EXAMINER

Sir:

When informing the undersigned of the restriction requirement, the Examiner identified Group I of being Claims 1-116. The Undersigned, based on Applicant's instructions, then elected Group I. Upon further review, it is believed that Group I should include not only Claims 1-116 but also Claims 132-135, plus Claims 139-141 (included in Preliminary Amendment A filed 12-8-98) which are all directed to a method. Accordingly, Applicant requests that Claims 1-116, 132-135 and 139-141 be prosecuted in this application. It is not believed that any fee is due, but if one is due, please charge our deposit account 50/1039

Date: May 12, 2000

COOK, ALEX, McFARRON, MANZO, CUMMINGS & MAHLER, LTD. 200 West Adams Street-Suite 2850 Chicago, Illinois 60606 (312) 236-8500

Respectfully submitted,

Registration No. 3422

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